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10 Attorneys for Plaintiffs Board of Trustees  
11 of the Clerks and Lumber Handlers Pension  
12 Fund

13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA

15 BOARD OF TRUSTEES OF THE CLERKS  
16 AND LUMBER HANDLERS PENSION  
17 FUND,

18 Plaintiffs,

19 vs.  
20 PIEDMONT LUMBER & MILL COMPANY,  
21 INC.

22 Defendant.

23 Case No. 10-01757 MEJ

24 STIPULATION AND [PROPOSED] ORDER  
25 CONTINUING CASE MANAGEMENT  
26 CONFERENCE AND RELATED CASE  
27 MANAGEMENT DEADLINES

28 Plaintiffs BOARD OF TRUSTEES OF THE CLERKS AND LUMBER HANDLERS  
PENSION FUND and Defendant PIEDMONT LUMBER & MILL COMPANY, INC. stipulate, by  
and through their respective counsel, to continue the dates by which the parties are required to (1)  
meet and confer pursuant to Rule 26(f), which is currently due on or before July 15, 2010; (2) file  
an ADR Certification, which is currently due on or before July 15, 2010; (3) file either a  
Stipulation to ADR Process or Notice of Need for a Phone Conference, which is currently due on  
or before July 15, 2010; (4) file a Rule 26(f) Report, which is currently due on or before July 29,  
2010; (5) file Rule 26(a)(1) Initial Disclosures, which is currently due on or before July 29, 2010;  
and (6) attend the case management conference, which is currently scheduled for August 5, 2010.  
All of the current deadlines for these case management dates were set by the Court's April 23,  
2010 ADR Scheduling Order (Docket #2).

1       The parties agree that each of the above referenced deadlines should be continued until after  
 2 Defendant's response to the Complaint (Docket #1), which is due on or before August 23, 2010.  
 3 The parties respectfully make this request because the parties believe that the issues presented in  
 4 the case will be further clarified through the Defendant's response to the Complaint, which  
 5 clarification, in turn, will potentially affect the content and scope of the parties' Rule 26(f)  
 6 conference, Rule 26(f) Report and Rule 26(a)(1) Initial Disclosures.

7       Therefore, in the interests of efficiency, cost effectiveness and judicial economy, the parties  
 8 agree that each of the above referenced actions shall be rescheduled to dates occurring after the  
 9 Defendant's response to the Complaint as follows: (1) the parties shall meet and confer pursuant to  
 10 Rule 26(f) no later than August 30, 2010; (2) the parties shall file an ADR Certification no later  
 11 than August 30, 2010; (3) the parties shall file either Stipulation to ADR Process or Notice of Need  
 12 for ADR Phone Conference no later than August 30, 2010; (4) the parties shall file their Rule 26(f)  
 13 Report and serve Rule 26(a)(1) Initial Disclosures within fourteen (14) days after the parties meet  
 14 and confer on September 13, 2010; and (5) the case management conference shall be scheduled for  
 15 September 23, 2010, which is Magistrate Judge James' first available Thursday that is at least  
 16 twenty-one (21) after the parties meet and confer. The case management conference scheduled for  
 17 August 5, 2010 shall be taken off the calendar, provided the Court approves this stipulation.

18       The parties have made no previous requests to extend or shorten any deadlines in this case.

19       The parties' current request for a continuance of case management deadlines will not alter  
 20 any other dates or deadlines set by Court order.

22 DATED: July 14, 2010

TRUCKER ♦ HUSS

24       By: /s/ Michelle L. Schuller  
 25           Michelle L. Schuller  
 26           Attorneys for Plaintiff  
 27           BOARD OF TRUSTEES OF THE CLERKS  
 28           AND LUMBER HANDLERS PENSION FUND

1 DATED: July 14, 2010

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McNutt Law Group, LLP

By: /s/ Douglas C. Graham  
Douglas C. Graham  
Attorneys for Defendant  
PIEDMONT LUMBER & MILL COMPANY,  
INC.

I attest that I have obtained Mr. Graham's concurrence in the filing of this document.

Dated: July 14, 2010

/s/ Michelle L. Schuller  
Michelle L. Schuller

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: July 14, 2010



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Honorable Maria-Elena James, Magistrate Judge  
United States District Court, District of Northern  
California

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